



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: December 8, 2010

CBCA 1542

XEROX CAPITAL SERVICES, LLC,

Appellant,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

Richard D. Lieberman and Gabriel D. Soll of McCarthy, Sweeney & Harkaway, P.C.,
Washington, DC, counsel for Appellant.

Ronald D. Sullivan, Office of the General Counsel, Department of Veterans Affairs,
Austin, TX, counsel for Respondent.

VERGILIO, Board Judge.

ORDER

On March 24, 2009, the Board received from Xerox Capital Services, LLC (contractor) a notice of appeal, docketed as CBCA 1542, concerning a deemed denial of a claim relating to an unpaid invoice for \$12,397, arising under a delivery order issued by the respondent, the Department of Veterans Affairs. On December 7, 2010, the Board received from the contractor a request for a dismissal with prejudice.

The Board **DISMISSES WITH PREJUDICE** this appeal.

JOSEPH A. VERGILIO
Board Judge